

PUBLIC VERSION

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Attorneys for Plaintiff
VERIGY US, INC.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

VERIGY US, INC, a Delaware Corporation,

Plaintiff,

vs.

ROMI OMAR MAYDER, an individual;
WESLEY MAYDER, an individual; SILICON
TEST SYSTEMS, INC., a California Corporation;
and SILICON TEST SOLUTIONS, LLC, a
California Limited Liability Corporation,
inclusive,

Defendants.

Case No. C07 04330 RMW (HRL)

**DECLARATION OF MICHAEL W.
STEBBINS IN SUPPORT OF PLAINTIFF
VERIGY INC.'S MOTION FOR
SUMMARY ADJUDICATION OF ITS
FIRST CLAIM FOR RELIEF FOR
BREACH OF CONTRACT AND
TWELTH CLAIM FOR RELIEF FOR
DECLARATORY RELIEF**

Date: October 17, 2008
Time: 9:00 am
Ctrm.: 6, 4th Fl.
Judge: Hon. Ronald M. Whyte

Complaint Filed: August 22, 2007
Trial Date: None Set

AND RELATED CROSS ACTIONS

DOCUMENT SUBMITTED UNDER SEAL

HIGHLY CONFIDENTIAL-ATTORNEYS' EYES ONLY

PURSUANT TO STIPULATED PROTECTIVE ORDER

1 I, Michael W. Stebbins, declare as follows:

2 1. I am an attorney licensed to practice law before all of the Courts of the State of
3 California. I am a partner with the law firm of Bergeson, LLP, counsel of record for Plaintiff
4 Verigy US, Inc., in the above-captioned action (the "Action"). I have personal knowledge of the
5 facts set forth in this Declaration, and, if called to do so, I could and would competently testify
6 thereto.

7 2. Attached hereto as Exhibit A is a true and correct copy of a page printed out from
8 Verigy's website.

9 3. Attached hereto as Exhibit B is a true and correct copy of Verigy's corrected
10 verified response to interrogatory 21, dated August 13, 2008.

11 4. Attached hereto as Exhibit C is a true and correct copy of excerpts from the
12 deposition transcript of Silicon Test Systems 30(b)(6) deponent, Romi Mayder, dated August 21,
13 2008.

14 5. Attached hereto as Exhibit D is a true and correct copy of a document produced in
15 discovery in its native format, files labeled VER262136-VER262138.

16 6. Attached hereto as Exhibit E is a true and correct copy of a document produced in
17 discovery in its native format, files labeled VER250292-VER250293.

18 7. Attached hereto as Exhibit F is a true and correct copy of a document produced in
19 discovery, numbered VER04414-VER04444.

20 8. Attached hereto as Exhibit G is a true and correct copy of a document produced in
21 discovery and marked as deposition Exhibit 21 to the Leventhal deposition on October 4, 2007,
22 numbered VER01151-VER01154.

23 9. Attached hereto as Exhibit H is a true and correct copy of a document produced in
24 discovery, labeled VER02691-VER02692.

25 10. Attached hereto as Exhibit I is a true and correct copy of domain name registration
26 information for "silicontests.com" printed from networksolutions.com, numbered VER00003-
27 VER00004.

28 //

1 11. Attached hereto as Exhibit J is a true and correct copy of the corporate status for
2 Silicon Test Solutions, LLC, printed from the California Secretary of State's website showing a
3 registration date of September 8, 2006, labeled VER00006.

4 12. Attached hereto as Exhibit K is a true and correct copy of excerpts from the
5 deposition transcripts of Romi Mayder Volumes 1-3, dated September 26, 2007, October 11,
6 2007, and November 9, 2007.

7 13. Attached hereto as Exhibit L is a true and correct copy of a document produced in
8 discovery and marked as deposition Exhibit 29 to the Mayder deposition on October 11, 2007,
9 numbered VER00026-VER00029.

10 14. Attached hereto as Exhibit M is a true and correct copy of a document produced in
11 discovery and marked as deposition Exhibit 30 to the Mayder deposition on October 11, 2007,
12 numbered VER00044-VER00055.

13 15. Attached hereto as Exhibit N is a true and correct copy of a document produced in
14 discovery by Honeywell International Inc. and marked as Exhibit 193 to the Straube deposition on
15 August 14, 2008, labeled HW000080-HW000085.

16 16. Attached hereto as Exhibit O is a true and correct copy of documents produced in
17 discovery by Chris Straube and marked as Exhibits 149 and 150 to the Straube deposition on July
18 31, 2008.

19 17. Attached hereto as Exhibit P is a true and correct copy of a document produced in
20 discovery and marked as deposition Exhibit 33 to the Mayder deposition on October 11, 2007,
21 numbered VER01336-VER01337

22 18. Attached hereto as Exhibit Q is a true and correct copy of the Declaration of Romi
23 Mayder, dated October 11, 2007.

24 19. Attached hereto as Exhibit R is a true and correct copy of a document produced in
25 discovery, labeled SITES012941-SITES012944.

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1 20. Attached hereto as Exhibit S is a true and correct copy of a document produced in
2 discovery, numbered SITES051347.

3 I declare under penalty of perjury under the laws of the United States of America that the
4 foregoing is true and correct and that this declaration was executed this 12th day of September
5 2008 at San Jose, California.

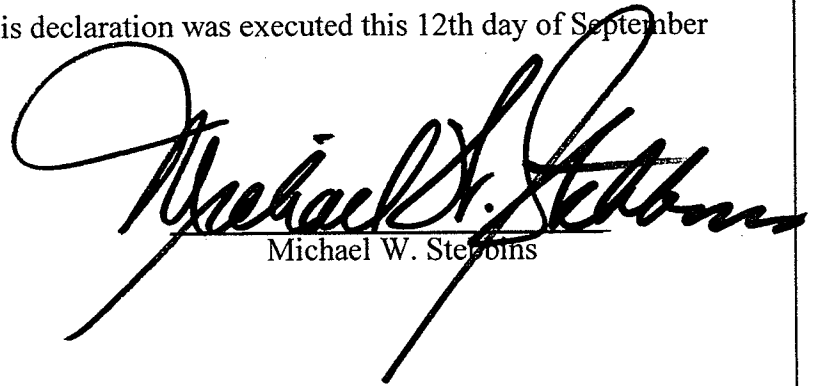
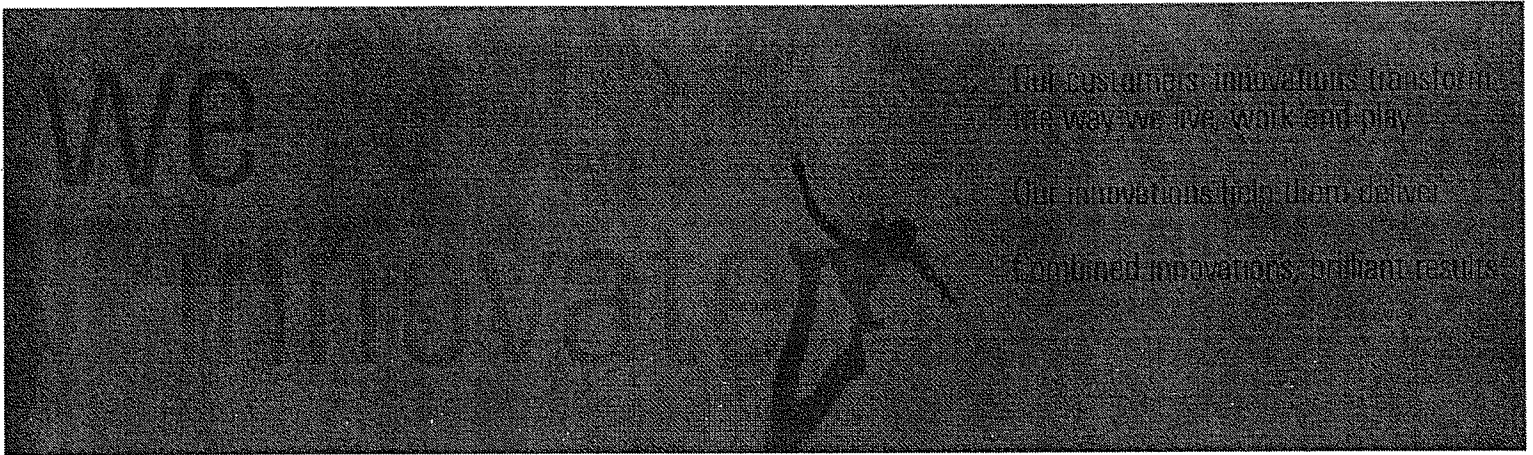
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EXHIBIT A



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Verigy provides advanced test systems and solutions for the semiconductor industry enabling designers and manufacturers to lower cost-of-test and improve their competitiveness.

Highlights

Inovys Silicon Debug Solution

Rapidly detect, diagnose, and visualize electrical failures on complex SOC devices.

[More...](#)

VOICE 2008

Join the annual conference of V93000 SOC and V5000 Memory Users, including papers, presentations, roundtables, and a supplier expo.

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[Nanoelectronics Digital](#)

[Consumer Mixed Signal](#)

[Inovys Silicon Debug](#)

News

Verigy to Present at the Bank of America...

Verigy announced a presentation scheduled for Wednesday, September 17, 2008...

[More...](#)

Verigy Announces Analyst Event...

Verigy announced its Analyst Event scheduled for Monday, October 6, 2008...

[More...](#)

Events

VOICE 2008

The Annual Conference of V93000 SOC and V5000 Series Users and Partners.

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EXHIBIT B

EXHIBIT B

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EXHIBIT C

EXHIBIT C

**HIGHLY
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EXHIBIT D

EXHIBIT D

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EXHIBIT E

EXHIBIT E

**HIGHLY
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EXHIBIT F

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EXHIBIT F

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EXHIBIT G

EXHIBIT G

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EXHIBIT H

EXHIBIT H

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EXHIBIT I

NetworkSolutions.

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Your cart is empty

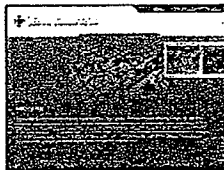
WHOIS Search Results

Available silicontests extensions:

.net	.org	.us	.mobi	.info	.biz	.de	.tv	.co.uk	.eu
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

Order Selected Domain(s) >>

WHOIS Record For

**silicontests.com**

Services from Network Solutions:

Certified Offer Service - Let us help you get this domain name!Backorder - Try to get this name when it becomes available.SSL Certificates - Get peace of mind with a secure certificate.

Let us take you
to the top of
major search engines!

Guaranteed top
ten placement >> **Save Now!**Choose Your Domain Name
Provider Wisely and Transfer
Domains for \$9.99/yrLearn the do's and don'ts of
search engine optimization.
Download our *Guide to Getting
Found Online* now.Visit AboutUs.org for more information about SILICONTESTS.COM AboutUs:
SILICONTESTS.COMRegistrant:
Mayder, RomiATTN: SILICONTESTS.COM
c/o Network Solutions
P.O. Box 447
Herndon, VA 20172-0447

Domain Name: SILICONTESTS.COM

Administrative Contact :
Mayder, Romi
t87uv2rz2je@networksolutionsprivateregistration.com
ATTN: SILICONTESTS.COM
c/o Network Solutions
P.O. Box 447
Herndon, VA 20172-0447
Phone: 570-708-8780

Technical Contact :

Learn the Secrets
of Search Engine
OptimizationAttend our
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Search Engines

TOP SECRET

VER00003

Mayder, Romi
t87uv2rz2je@networksolutionsprivateregistration.com
ATTN: SILICONTESTS.COM
c/o Network Solutions
P.O. Box 447
Herndon, VA 20172-0447
Phone: 570-708-8780

Search »

Record expires on 15-Jun-2009
Record created on 15-Jun-2006
Database last updated on 30-Oct-2006

Domain servers in listed order: [Manage DNS](#)

NS15.WORLDDNIC.COM	205.178.190.8
NS16.WORLDDNIC.COM	205.178.189.8

This listing is a Network Solutions Private Registration. Mail correspondence to this address must be sent via USPS Express Mail™ or USPS Certified Mail®; all other mail will not be processed. Be sure to include the registrant's domain name in the address.

[Show underlying registry data for this record](#)

Current Registrar: NETWORK SOLUTIONS, LLC.
IP Address: [205.178.145.65](#) (ARIN & RIPE IP search)
IP Location: US(UNITED STATES)-VIRGINIA-HERNDON
Record Type: Domain Name
Server Type: Apache 2
Lock Status: clientTransferProhibited
Web Site Status: Active
DMOZ: no listings
Y! Directory: [see listings](#)
Secure: No
E-commerce: No
Traffic Ranking: Not available
Data as of: 09-Jul-2007

Go »

SEARCH AGAIN

Enter a search term:

e.g. networksolutions.com

Search by:

- ☒ [Domain Name](#)
☐ [NIC Handle](#)
☐ [IP Address](#)

Search »



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online?
Our professional designers



PerformanceClicks™ from
Network Solutions
Create and manage your pay

VER00004



can build a custom Web site
for your business.
\$11.95/month, plus a \$499.00
design fee



per click advertising from as
low as \$125/month plus \$99
one time set-up fee



"An outstanding customer
service experience"
J.D. Power and Associates

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VER00005

EXHIBIT J

Secretary of State DEBRA BOWEN

SECRETARY OF STATE

ELECTIONS & VOTER INFO

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Limited Partnerships/Limited Liability Companies

LP/LLC

The information displayed here is current as of "Aug 17, 2007" and is updated weekly. It is not a complete or certified record of the Limited Partnership or Limited Liability Company.

LP/LLC		
SILICON TEST SOLUTIONS, LLC		
Number: 200625510210	Date Filed: 9/8/2006	Status: active
Jurisdiction: CALIFORNIA		
Address		
1331 SIERRA AVE		
SAN JOSE, CA 95126		
Agent for Service of Process		
DANIEL E. HANLEY		
1091 LINCOLN AVENUE		
SAN JOSE, CA 95125		

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- Fees and instructions for requesting certification of limited partnership and/or limited liability company records are included on the **Business Entities Records Order Form**.
- Blank fields indicate the information is not contained in the computer file.
- If the agent for service of process is a corporation, the address of the agent may be requested by ordering a status report. Fees and instructions for ordering a status report are included on the **Business Entities Records Order Form**.

EXHIBIT K

EXHIBIT K

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EXHIBIT L

EXHIBIT L

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EXHIBIT M

EXHIBIT M

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EXHIBIT N

EXHIBIT N

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EXHIBIT O

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EXHIBIT P

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EXHIBIT Q

EXHIBIT Q

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EXHIBIT R

EXHIBIT R

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EXHIBIT S

EXHIBIT S

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